SINGLE BENCH (4)

CG/150 2

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (S) No. 309 /2007

PETITIONER : Durga Charan Choudhary S/o. Shri Nilamber Prasad Choudhary, Aged about 48 years, Post- Assistant Teacher, Govt. Primary School Mouhapali, R/o. Village – Boyang,P.O,. Kachhar, Tahsil & District Raigarh (C.G.)

RECEIVED-COPY 8/1/07 CLERK to A. G. BILASPUR

VERSUS

RESPONDENTS :1. State of Chhattisgarh Through : Secretary Department of Education Mantralaya, D.K.S. Bhawan, Raipur (C.G.)

P.R. No. 210/07 Presented by Shri V.K. Tamrakar Dated 8/1/07

2. District Education Officer, Raigrh, District Raigarh (C.G.)

OATH COMMISSIONER APARNA MALVIYA CG 173/96 07/01/07 Bilaspur Chhattisgarh

3. Block Education Officer Block – Kharsia, District-Raigarh (C.G.)

WRIT PETITION U/A 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRITS IN THE NATURE OF MANDAMUS AND CERTIORARI AND FOR OTHER SUITABLE WRITS AND DIRECTIONS

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(21)

मामला क्रमांक ...W.P.(S) No. 309 **सन्** 2007

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	22.1.2007 Mr. Anil Mourya, Advocate for the petitioners. Mrs. Anju Ahuja, Deputy Government Advocate for the respondernts/State. With the consent of learned counsel for the parties, the matters are heard finally and disposed of. Common order dictated in W.P. (s) No. 309 of 2007 in open Court, passed separately. A copy of this order be placed on record in other connected writ petitions. Sd/- Satish K. Agnihotri Judge	

Bablu

23/1/07

P.T.O.

(22)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) NO. 309 OF 2007

Petitioner : Durga Charan Choudhary

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 310 OF 2007

Petitioner : Gokul Prasad Nayak

versus

Respondents : State of Chhattisgarh and others

WRIT PETITION (S.) NO. 311 OF 2007

Petitioner : Ram Gopal Verma

versus

Respondents : State of Chhattisgarh and others

And

WRIT PETITION (S.) NO. 312 OF 2007

Petitioner : Lakhan Lal Dansena

versus

Respondents : State of Chhattisgarh and others

Present : Mr. Anil Mourya, Advocate for the petitioners.
Mrs. Anjou Ahuja, Deputy Government Advocate for the State/respondents.

ORDER

(Passed on 22nd Day of January, 2007)

1. Learned counsel appearing for the petitioners as well as learned Government Advocate appearing for the State/respondents jointly submit that the facts and question of law involved in the present batch of writ petitions are squarely covered by the decision of this Court in the case of

(33)

Yashwant Kumar Bharadwaj vs. *Municipal Corporation, Durg and another*[1] .

2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another*) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another*) (Supra).

3. For the aforementioned reasons, the writ petitions are disposed of in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioners have acquired B.Ed./D.Ed. Certificates at their own expenses as per the circulars dated 24-12-1998 and 1-3-1999 and further whether they have been paid two advance increments or not. No order as to costs.

4. A copy of this order be placed on the record of the connected writ petitions.

Sd/-
Satish K. Agnihotri
Judge

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1 2006 (II) MPJR-CG 96

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